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2
3 BILL NO. Z-74-02- 27

4 ZONING MAP ORDINANCE NO. Z- *East*

5 AN ORDINANCE amending the City of Fort Wayne
6 Zoning Map No. GG2

7 BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT
8 WAYNE, INDIANA:

9 SECTION 1. That the area described as follows is hereby designated
10 a R3 district under the terms of Chapter 36, Municipal Code of the City of Fort
11 Wayne, Indiana, 1946, as amended by General Ordinance No. 2836 and amendments
12 thereof; and the symbols of the City of Fort Wayne Zoning Map No. GG2, referred
13 to therein, established by Section 9, Article III of said Chapter as amended, are
14 hereby changed accordingly, to-wit:

15 Part of the Southwest quarter of Section 8, Township
16 30 North, Range 12 East in Allen County, Indiana,
17 specifically described as follows commencing at
18 the Southwest corner of Lot Number 21 in Summit
19 Place Addition, thence East along the South line
20 of said Summit Place Addition a distance of 152.3
21 feet to a point, thence South a distance of 185.4 feet
22 to a point on the North right of way of U.S. Highway
23 #24, thence Southwesterly along said right of way
24 distance of 135 feet to a point, thence North 62
25 degrees 24 minutes West a distance of 50 feet to
26 a point on the East right of way of the Reckeweg Road,
27 thence North along said East right of way a distance
28 of 232 feet to the point of beginning, containing
29 0.825 acres, more or less

30 SECTION 2. This Ordinance shall be in full force and effect from and
31 after its passage and approval by the Mayor and legal publication thereof.

32
33
34
35

Councilman

APPROVED AS TO FORM
AND LEGALITY

CITY ATTORNEY

Read the first time in full and on motion by Nuckols, seconded by Hinga, and duly adopted, read the second time by title and referred to the Committee on Regulations (and the City Plan Commission for recommendation) and Public Hearing to be held after due legal notice, at the Council Chambers, City-County Building, Fort Wayne, Indiana, on _____, the _____ day of _____, 197____, at _____ o'clock P.M., E.S.T.

Date: 2/26/74

Charles W. Telestman
CITY CLERK

Read the third time in full and on motion by V. Schmidt, seconded by Hinga, and duly adopted, placed on its passage.

~~Passed~~ (LOST) by the following vote:

	AYES <u>1</u>	NAYS <u>5</u>	ABSTAINED <u>0</u>	ABSENT <u>3</u>	to-wit:
BURNS	_____	<input checked="" type="checkbox"/>	_____	_____	
HINGA	_____	<input checked="" type="checkbox"/>	_____	_____	
KRAUS	_____	<input checked="" type="checkbox"/>	_____	_____	
MOSES	_____	<input checked="" type="checkbox"/>	_____	_____	
NUCKOLS	_____	_____	_____	<u>A</u>	
SCHMIDT, D.	<input checked="" type="checkbox"/>	_____	_____	_____	
SCHMIDT, V.	_____	<input checked="" type="checkbox"/>	_____	_____	
STIER	_____	_____	_____	<u>A</u>	
TALARICO	_____	_____	_____	<u>A</u>	

DATE: August 13, 1974

Charles W. Telestman
CITY CLERK

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as (Zoning Map) (~~General~~) (~~Annexation~~) (~~Special~~) (~~Appropriation~~) Ordinance (Resolution) No. _____ on the _____ day of _____, 197____.

ATTEST: (SEAL)

CITY CLERK

Eugene Kraus
PRESIDING OFFICER

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 14th day of August, 1974, at the hour of 11:00 o'clock A.M., E.S.T.

CITY CLERK

Approved and signed by me this _____ day of _____, 197____, at the hour of _____ o'clock _____ M., E.S.T.

MAYOR

RESOLUTION OF ZONING ORDINANCE AMENDMENT RECOMMENDATION

WHEREAS, the Common Council of the City of Fort Wayne, Indiana, on February 26, 1974, referred a proposed zoning map amendment to the City Plan Commission which proposed ordinance was designated as Bill No. Z-74-02-27; and,

WHEREAS, the required notice of public hearing on such proposed ordinance has been published as required by law; and,

WHEREAS, the City Plan Commission conducted a public hearing on such proposed ordinance on May 13, 1974, and petitioners were not present to present this ordinance; and,

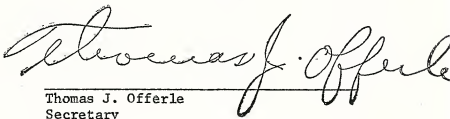
WHEREAS, upon notification of petitioners, no response was received;

NOW THEREFORE, BE IT RESOLVED that the City Plan Commission does hereby recommend that such proposed ordinance DO NOT PASS for the reasons that no need has been shown for the Land Use Plan to be amended, the amendment will not be in the best interest of and benefit to the area involved and of and to the City, and the amendment will be detrimental to and conflicts with the overall City Plan; and,

BE IT FURTHER RESOLVED that the Secretary is hereby directed to present a copy of this resolution to the Common Council at its next regular meeting.

This is to certify that the above is a true and exact copy of a resolution adopted at the meeting of the Fort Wayne City Plan Commission held June 17, 1974.

Certified and signed this
26th day of June, 1974.


Thomas J. Offerle
Secretary

Bill No. Z-74-02-27

REPORT OF THE COMMITTEE ON REGULATIONS

We, your Committee on Regulations to whom was referred an Ordinance
amending the City of Fort Wayne Zoning Map No. GG2.

have had said Ordinance under consideration and beg leave to report back to the Common
Council that said Ordinance Do Not PASS.

John Nuckols - Chairman

Vivian G. Schmidt - Vice-Chairman

William T. Hinga

Paul M. Burns

Donald J. Schmidt

Vivian G. Schmidt
William T. Hinga
Paul M. Burns

CONCURRED IN

DATE 10-1-74 CHARLES W. WESTERMAN, CITY CLERK

RECEIPT

GENERAL FUND

Nº 253

FT. WAYNE, IND. Jan 21 19 74

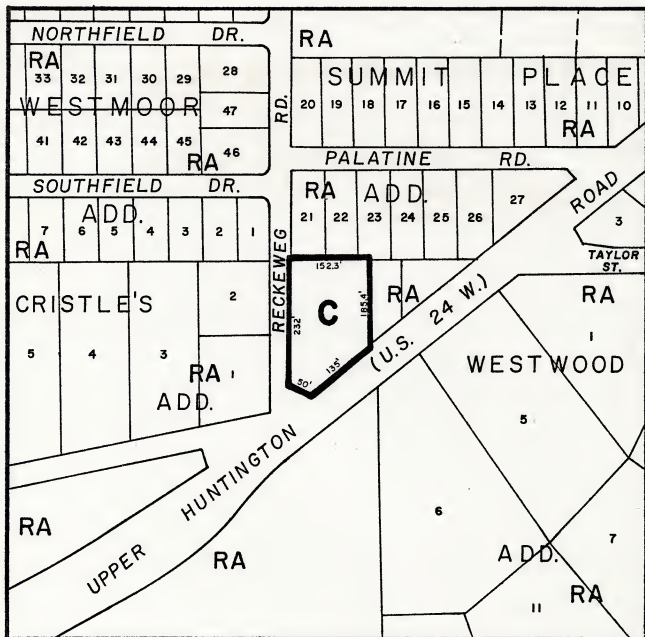
RECEIVED FROM Rodney Shirk \$ 50.00

THE SUM OF Fifty Dollars ⁰⁰/₁₀₀ 100 DOLLARS

ON ACCOUNT OF \$20.3 thru 2221

Reckeweg Rd. and U.S. 24

Velma Freeze
AUTHORIZED SIGNATURE



C CHANGE FROM RA TO R3

N



TO: COMMON COUNCIL OF THE
CITY OF FORT WAYNE, INDIANA

Date Filed _____

Intended Use _____

I/We

Merle R. Ehrman
(Applicant's Name or Names)

Rodney Shirk

do hereby petition your Honorable Body to amend the Zoning Map of Fort Wayne, Indiana, by reclassifying from a/an RA district to a/an R3 district the property described as follows:

Part of the Southwest quarter of Section 8, jTownship 30 North,
Range 12 East in Allen Count y, Indiana, specifically described as follows
commencing at the Southwest corner of Lot Numbered 21 in Summit Place
Addition, thence East along the South line of said Summit Place Addition
a distance of 152.3 feet to a point, thence South a distance of 185.4
feet to a point on the North right of way of U. S. Highway #24, thence
Southwesterly along said right of way distance of 135 feet to a point,
hence North 62 degrees 24 minutes West a distance of 50 feet to a point
on the East right of way of the Redkeweg Road, thence North along said
East right of way a distance of ~~152.3 feet~~ the point of beginning, con-
taining 0.825 acres, more or less. DEED BOOK-718 PAGE-598-599

transfer date: 1-2-69

(General Description for Planning Staff Use Only)

I/We, the undersigned, certify that I am/We are the owner(s) of fifty-one percentum (51%) or more of the property described in this petition.

Merle R. Ehrman

2828 Kentucky Av.

Merle R. Ehrman

Rodney Shirk

6130 Illinois Rd.

Rodney Shirk

(Name)

(Address)

(Signature)

Legal Description Checked By: _____

(City Engineer)

NOTE FOLLOWING RULES:

All requests for continuances or requests that ordinances be taken under advisement shall be filed in writing in the office of the City Plan Commission by noon on the Wednesday preceding the meeting of the City Plan Commission at which the ordinance is to be considered. If the request for a continuance or advisement is filed within the required time, the matter will not be put on the agenda for that meeting. It shall be the obligation of the petitioner to notify the same property owners which the Plan Commission had notified by mail that the hearing has been postponed or rescheduled and inform them of the time and place of the meeting at which the ordinance will be considered. All withdrawals of the ordinances must be made in writing prior to the Plan Commission's vote on the ordinance.

Name and address of preparer, attorney or agent:

Rodney Shirk
(Name)

6130 Illinois Rd.
(Address)

432 2390
(Telephone Number)

City Clerk Memorandum

CHARLES W. WESTERMAN, Clerk



To Gary Baeten - City Plan Date 7-19-74
From Charles W. Westerman - City Clerk
Subject Appearance before Common Council - July 23, 1974

COPIES TO:

RE: BILL NO. Z-74-02-27

AN ORDINANCE amending the City of Fort
Wayne Zoning Map No. GG2

Your presence is requested on July 23, 1974, at 7:00 o'clock
P.M., Room 124, by the members of the Common Council and John
Nuckols, Chairman of the Standing Committee of Regulations, in
regard to Bill No. Z-74-02-27.

It is also requested that you bring along any materials or in-
formation that you may have which will help the Council in its
decision regarding the above bill.

Charlie



City Clerk Memorandum

CHARLES W. WESTERMAN, Clerk

To Gary Baeten - City Plan Date 7-29-74
From Charles W. Westerman - City Clerk
Subject Appearance before Common Council - July 30, 1974

COPIES TO:

RE: BILL NO. Z-74-02-27

AN ORDINANCE amending the City of Fort
Wayne Zoning Map No. GG2

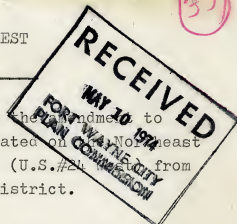
Your presence is requested on July 30, 1974, at 7:30 o'clock P.M., Room 124, by the members of the Common Council and John Nuckols, Chairman of the Standing Committee of Regulations, in regard to Bill No. Z-74-02-27.

It is also requested that you bring along any materials or information that you may have which will help the Council in its decision regarding the above bill.

Charlie

(35)

PETITION OF PROPERTY OWNERS IN PROTEST
OF ZONING AMENDMENT Z-74-02-27



We, the following property owners, are opposed to the ordinance to re-zone part of Lot #21 Summit Place Addition located on the Northeast corner of Reckeweg Road and Upper Huntington Road (U.S. #24) from an RA District - Suburban Residential to an R-3 District.

The reasons for our objection are the same as they were when the Zoning Board turned down a similar petition for re-zoning several years ago. First, there would not be adequate parking on the property itself. The front of the property has a large easement along U.S. 24 on which parking would not be permitted. Secondly, there is no parking permitted along Reckeweg Road and, consequently, there would not be sufficient parking for this land to be zoned anything other than Residential. Lastly, we desire this to remain a residential neighborhood and not have property values lowered by spot zoning of one piece of property.

PROPERTY OWNER

ADDRESS

Charles L. Edris
Sharon E. Edris
Mrs. H. Mrs. (Paul) Farnsworth
Mrs. & (Paul) Paul Farnsworth
Mrs. Mrs. (Pat) Harding
Mrs. Richard Edrwick
Forrest W. Conner
Herman J. Kappel
Mary Jane Kappel
Dorothy Sadler
Cyril C. Sadler
Neal W. Spady
Gloria E. Spady
C. M. Kappel
Janet J. Kappel
Edward Owens
George W. Owens
Joseph R. Spady
John R. Spady
Robert R. Spady

4821 Palatine Dr. Ft. Wayne IN
4821 Palatine Dr. Ft. Wayne Ind
4811 Palatine Dr. " " "
4724 U.S. 24 West
4732 Palatine Dr. Ft. Wayne Ind.
4808 Palatine Dr. " "
4820 Palatine Dr. Ft. Wayne Ind.
4824 Palatine Dr. Ft. Wayne Ind.
4832 Palatine Dr. Ft. Wayne Ind.
4832 Palatine Dr. Ft. Wayne Ind.
4831 Palatine Dr. Ft. Wayne Ind.
4831 Palatine Dr. Ft. Wayne Ind.
4920 N. Bend Dr.
4932 N. Bend Dr.
4932 N. Bend Dr.
5010 N. Bend Dr.
5010 North Bend Drive
5022 North Bend Drive
5022 North Bend Drive
5120 North Bend Drive

Mr Paul W. Fairfield
 Marianne J. Boyse
 Donald J. Boyse
 W. L. Fortitude
 Alice E. Fortitude
 Don C. Kortepeter
 Dorothy M. Kortepeter
 Mary Ann Bonen
 Brenton J. Bonen
 Joel Gaymer
 Sharon Parker
 Therese L. Huttzell
 Victor Huttzell
 Irene Huguenard
 Joseph C. Huguenard Sr.

5128 North Pearl Dr.
 4827 Palatine Drive
 4827 Palatine Drive
 4910 N. Bend Dr.
 4910 North Bend Dr.
 4815 Palatine Dr.
 4815 Palatine Dr.
 2212 Reckweg Rd.
 2212 Reckweg Rd.
 2132 Reckweg Rd.
 5009 Southfield Dr.
 5017 Southfield Drive
 5017 Southfield Dr.
 5018 Southfield Dr.
 5018 Southfield Dr.

DIGEST SHEET

Zoning Map Amendment Ordinance

3-74-02-27

TITLE OF ORDINANCE

DEPARTMENT REQUESTING ORDINANCE

City Plan Commission

SYNOPSIS OF ORDINANCE

Preparation of a zoning map amendment ordinance

Petition initiated by property owners to rezone property located as follows:

A parcel of ground containing 4/5 of an acre, more or less, generally located
on the northeast corner of Reckeweg Rd. and U. S. # 24 (Upper Huntington Road)

EFFECT OF PASSAGE

Property is presently zoned "RA" - Suburban residential.

Petitioners are requesting an "R3" Zone, which is multiple family also, but

does permit offices and studios by the approval of the Board of Zoning Appeals.

EFFECT OF NON-PASSAGE

Property would remain suburban residential.

MONEY INVOLVED (Direct Costs, Expenditures, Savings)

None

ASSIGNED TO COMMITTEE (J.N.)

Regulations